

Exhibit 1

Begin Dates	End Dates	Begin Attach Dates	End Attach Dates	Email From	Email To	Email CC	Date	Author	File Name	Privilege	Privilege Description	Redaction
DOC 0152471	DOC 0152468	DOC 0152474	DOC 0152474				5/11/2020 19:44	Kevin Smith (CENSUS/CIO FED)	DRAFT Answers - Census Data Sharing May 2020 esk.docx	Predecisional and Deliberative	Draft document circulated between agency personnel and an advisor to the President containing pre-decisional deliberations regarding administration practices and priorities	Withheld in full
DOC 0152652	DOC 0152652	DOC 0152662	DOC 0152662	Gerrell L. Smith (CENSUS/ADDC FED) [gerrell.l.smith@census.gov]	Jay M. Ochigrosso (CENSUS/FLD FED) [Jay.M.Ochigrosso@census.gov]; Sara A. Rosario Nieves (CENSUS/ADDC FED) [Sara.A.Rosario.Nieves@census.gov]	James L. Dinwiddie (CENSUS/ADDC FED) [James.L.Dinwiddie@census.gov]; Briney L. Dockett (CENSUS/ADDC FED) [Briney.L.Dockett@census.gov]; Maya Fox (CENSUS/FLD FED) [Maya.Fox@census.gov]; Robert G. Tomassoni (CENSUS/FLD FED) [Robert.G.Tomassoni@census.gov]; Colleen Holbach (CENSUS/PCO FED) [Colleen.Holbach@census.gov]	5/12/2020 21:34	Gerrell L. Smith (CENSUS/ADDC FED)	Re: OIG wants our Action Plan revised - For: OIG Final Report -- 2020 Census: Some Decennial Census Data Quality Assurance Methods Were Not Tested or Did Not Work as Intended During the 2018 EZE Test (OIG-20-016-A)	Predecisional and Deliberative	Internal deliberations regarding options for implementation in responding to OIG report	Redacted
DOC 0152704	DOC 0152704	DOC 0152714	DOC 0152714	James L. Dinwiddie (CENSUS/ADDC FED) [James.L.Dinwiddie@census.gov]	Jay M. Ochigrosso (CENSUS/FLD FED) [Jay.M.Ochigrosso@census.gov]; Sara A. Rosario Nieves (CENSUS/ADDC FED) [Sara.A.Rosario.Nieves@census.gov]	Briney L. Dockett (CENSUS/ADDC FED) [Briney.L.Dockett@census.gov]; Gerrell L. Smith (CENSUS/ADDC FED) [gerrell.l.smith@census.gov]; Maya Fox (CENSUS/FLD FED) [Maya.Fox@census.gov]; Robert G. Tomassoni (CENSUS/FLD FED) [Robert.G.Tomassoni@census.gov]; Colleen Holbach (CENSUS/PCO FED) [Colleen.Holbach@census.gov]	5/13/2020 12:32	James L. Dinwiddie (CENSUS/ADDC FED)	Re: OIG wants our Action Plan revised - For: OIG Final Report -- 2020 Census: Some Decennial Census Data Quality Assurance Methods Were Not Tested or Did Not Work as Intended During the 2018 EZE Test (OIG-20-016-A)	Predecisional and Deliberative	Internal deliberations regarding options for implementation in responding to OIG report	Redacted
DOC 0153153	DOC 0153153	DOC 0153155	DOC 0153155	Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]	John Maron Abowd (CENSUS/ADRM FED) [John.maron.abowd@census.gov]	Michael B. Hawes (CENSUS/CED FED) [michael.b.hawes@census.gov]	5/19/2020 19:00	Victoria Velkoff (CENSUS/ADDP FED)	Re: Joint Request From Data Users to Test Collapsing/Binning for 2020 DAS	Predecisional and Deliberative	containing pre-decisional deliberations between Census employees regarding how to reflect ongoing decisions concerning methodology in stakeholder correspondence	Redacted
DOC 0153156	DOC 0153156	DOC 0153158	DOC 0153158	Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]	John Maron Abowd (CENSUS/ADRM FED) [John.maron.abowd@census.gov]	Michael B. Hawes (CENSUS/CED FED) [michael.b.hawes@census.gov]	5/19/2020 19:03	Victoria Velkoff (CENSUS/ADDP FED)	Re: Joint Request From Data Users to Test Collapsing/Binning for 2020 DAS	Predecisional and Deliberative	containing pre-decisional deliberations between Census employees regarding how to reflect ongoing decisions concerning methodology in stakeholder correspondence	Redacted
DOC 0153714	DOC 0153714	DOC 0153715	DOC 0153715	Steven Dillingham (CENSUS/DEPDIR FED) [O-EXCHANGE@LABS-OU-EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF2SPDLT);CN=RECIPIENTS;CN=OWC;165EB4D04880F3A9A0CE6B45130-DILLINGHAM.]	Steven K. Smith (CENSUS/DEPDIR FED) [steven.k.smith@census.gov]; Michael John Sprung (CENSUS/DEPDIR FED) [michael.j.sprung@census.gov]	Steven Dillingham (CENSUS/DEPDIR FED)	5/22/2020 15:57	Steven Dillingham (CENSUS/DEPDIR FED)	FW: Self Response	Predecisional and Deliberative	Deliberations between Secretary Ross and Deputy Director Jarmis concerning options for encouraging self-response of the decennial Census	Redacted
DOC 0155297	DOC 0155297	DOC 0155301	DOC 0155301	Cynthia Davis Hollingsworth (CENSUS/DCMD FED) [cynthia.davis.hollingsworth@census.gov]	John Maron Abowd (CENSUS/ADRM FED) [John.maron.abowd@census.gov]	James Whitehorn (CENSUS/ADDC FED) [James.Whitehorn@census.gov]	6/11/2020 14:39	Cynthia Davis Hollingsworth (CENSUS/DCMD FED)	Re: Joint Request From Data Users to Test Collapsing/Binning for 2020 DAS	Predecisional and Deliberative	containing pre-decisional deliberations between Census employees regarding how to reflect ongoing decisions concerning methodology in stakeholder correspondence	Redacted
DOC 0155302	DOC 0155302	DOC 0155307	DOC 0155307	Michael B. Hawes (CENSUS/CED FED) [michael.b.hawes@census.gov]	John Maron Abowd (CENSUS/ADRM FED) [John.maron.abowd@census.gov]; Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]	Cynthia Davis Hollingsworth (CENSUS/DCMD FED) [cynthia.davis.hollingsworth@census.gov]; James Whitehorn (CENSUS/ADDC FED) [James.Whitehorn@census.gov]	6/11/2020 15:09	Michael B. Hawes (CENSUS/CED FED)	Re: Joint Request From Data Users to Test Collapsing/Binning for 2020 DAS	Predecisional and Deliberative	containing pre-decisional deliberations between Census employees regarding how to reflect ongoing decisions concerning methodology in stakeholder correspondence	Redacted
DOC 0156311	DOC 0156311	DOC 0156315	DOC 0156315	Burris, Meghan (Federal) [MBurris@dod.gov]	Risko, Daniel (Federal) [DRisko@dod.gov]	Kelley, Karen (Federal) [KKelley@dod.gov]	6/24/2020 14:21	Risko, Daniel (Federal)	Re: Additional Coverage re: Census	Predecisional and Deliberative	Opinion from Secretary Ross regarding new articles discussing the Census	Redacted
DOC 0156366	DOC 0156366	DOC 0156371	DOC 0156371	Tracy Denise Hoye (CENSUS/ADDP FED) [tracy.hoye@census.gov]	Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]; John Maron Abowd (CENSUS/ADRM FED) [John.maron.abowd@census.gov]; Cynthia Davis Hollingsworth (CENSUS/DCMD FED) [cynthia.davis.hollingsworth@census.gov]; Michael B. Hawes (CENSUS/CED FED) [michael.b.hawes@census.gov]; James Whitehorn (CENSUS/ADDC FED) [James.Whitehorn@census.gov]; Karen Battle (CENSUS/POP FED) [karen.battle@census.gov]	Sara Sullivan (CENSUS/ADRM FED) [sara.sullivan@census.gov]	6/25/2020 11:42	Tracy Denise Hoye (CENSUS/ADDP FED)	Re: Joint Request From Data Users to Test Collapsing/Binning for 2020 DAS	Predecisional and Deliberative	containing pre-decisional deliberations between Census employees regarding how to reflect ongoing decisions concerning methodology in stakeholder correspondence	Redacted
DOC 0158822	DOC 0158822	DOC 0158822	DOC 0158824	Nathaniel Cogley (CENSUS/DEPDIR FED) [nathaniel.cogley@census.gov]	Fleming, John C. Jr. EOP/WHO [John.C.Fleming@who.eop.gov]		7/21/2020 21:20	Nathaniel Cogley (CENSUS/DEPDIR FED)	Re: Delay of census collection in NY	Predecisional and Deliberative	Email communications between senior advisor to the President and agency personnel containing analysis of agency policy from personnel to inform pre-decisional deliberations	Redacted
DOC 0158825	DOC 0158825	DOC 0158826	DOC 0158826	Nathaniel Cogley (CENSUS/DEPDIR FED) [nathaniel.cogley@census.gov]	Fleming, John C. Jr. EOP/WHO [John.C.Fleming@who.eop.gov]		7/21/2020 21:24	Nathaniel Cogley (CENSUS/DEPDIR FED)	Re: Delay of census collection in NY	Predecisional and Deliberative	Email communications between a senior advisor to the President and agency personnel containing analysis of agency policy from personnel to inform pre-decisional deliberations	Redacted
DOC 0158940	DOC 0158940	DOC 0158940	DOC 0158942	Fleming, John C. Jr. EOP/WHO [John.C.Fleming@who.eop.gov]	Nathaniel Cogley (CENSUS/DEPDIR FED) [nathaniel.cogley@census.gov]	McEntee, John D. II EOP/WHO [John.D.McEntee2@who.eop.gov]	7/26/2020 10:27	Fleming, John C. Jr. EOP/WHO	FW: Census timeline adjustment	Predecisional and Deliberative	Confidential email communication from senior White House advisor to Census Bureau official containing deliberations concerning forthcoming decision on Census timeline adjustment	Redacted
DOC 0160159	DOC 0160157	DOC 0160160	DOC 0160160				8/3/2020 21:10	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	FOR REVIEW- Draft Director Dillingham Statement _swr cleared_jr -PPF.docx	Attorney-Client Privilege; Predecisional and Deliberative	Draft statement by Director including nonsegregable comments by White House counsel and reflecting predecisional deliberations	Withheld in full
DOC 0160164	DOC 0160161	DOC 0160165	DOC 0160165				8/3/2020 21:38	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	FOR REVIEW- Draft Director Dillingham Statement _swr cleared_jr -PPF - Census Bureau responses to edits.docx	Attorney-Client Privilege; Predecisional and Deliberative	Draft statement by Director including nonsegregable comments of White House counsel	Withheld in full
DOC 0160166	DOC 0160166	DOC 0160169	DOC 0160169	Renier, Jessica J. EOP/OMB [Jessica.J.Renier@omb.eop.gov]	Risko, Daniel (Federal) [DRisko@dod.gov]		8/3/2020 22:28	Renier, Jessica J. EOP/OMB	Re: Brenda/John: time sensitive WH request on Census - Decennial incentive pay follow up question	Predecisional and Deliberative	Interagency deliberations concerning options for decision concerning incentive pay for decennial workers	Redacted
DOC 0160170	DOC 0160170	DOC 0160172	DOC 0160172	Duffey Jones, Whitney L. [whitney.l.duffey.jones@census.gov]			8/3/2020 22:30	DRisko@dod.gov	Re: Brenda/John: time sensitive WH request on Census - Decennial incentive pay follow up question	Predecisional and Deliberative	Interagency deliberations concerning options for decision concerning incentive pay for decennial workers	Redacted
DOC 0160990	DOC 0160990	DOC 0160990	DOC 0160990	Burris, Meghan (Federal) [MBurris@dod.gov]	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@dod.gov]	8/6/2020 13:55	Burris, Meghan (Federal)	RE: NYT Request for Comment	Predecisional and Deliberative	Email correspondence between Secretary Ross and his staff with internal deliberations regarding NYT request for comment	Withheld in full
DOC 0160991	DOC 0160991	DOC 0160992	DOC 0160994	Burris, Meghan (Federal) [MBurris@dod.gov]	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@dod.gov]; McCormack, Richard (Federal) [RMcCormack@dod.gov]	8/6/2020 14:41	Burris, Meghan (Federal)	Op-ed Edits	Predecisional and Deliberative	Email reflecting internal deliberations between Secretary Ross and his staff with internal deliberations regarding NYT request for comment	Withheld in full

DOC 0160993	DOC 0160991	DOC 0160994	DOC 0160994				8/6/2020 14:41	Burris, Meghan (Federal)	Census 2020 WLR Op-ed.docx	Predecisional and Deliberative	Draft document reflecting internal deliberations between Secretary Ross and his staff regarding NYT request for comment.	Withheld in full
DOC 0160995	DOC 0160995	DOC 0160996	DOC 0160998	Burris, Meghan (Federal) [MBurris@doc.gov]	Ahmad, Ali M [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/6/2020 14:53	Burris, Meghan (Federal)	FW: Op-ed Edits	Predecisional and Deliberative	Email correspondence between Secretary Ross and his staff with internal deliberations regarding NYT request for comment.	Withheld in full
DOC 0160997	DOC 0160995	DOC 0160998	DOC 0160998				8/6/2020 14:53	Burris, Meghan (Federal)	Census 2020 WLR Op-ed.docx	Predecisional and Deliberative	Draft comment reflecting internal deliberations between Secretary Ross and his staff with internal deliberations regarding NYT request for comment.	Withheld in full
DOC 0160999	DOC 0160999	DOC 0161000	DOC 0161000	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/6/2020 14:58	Wilbur Ross	Re: NYT Request for Comment	Predecisional and Deliberative	Email correspondence between Secretary Ross and his staff with internal deliberations regarding NYT request for comment.	Withheld in full
DOC 0161174	DOC 0161174	DOC 0161177	DOC 0161177	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/6/2020 21:17	Wilbur Ross	Re: Op-ed Edits	Predecisional and Deliberative	Email correspondence between Secretary Ross and his staff with internal deliberations regarding NYT request for comment.	Withheld in full
DOC 0161182	DOC 0161182	DOC 0161184	DOC 0161184	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	[MWalsh@doc.gov]*; Burris, Meghan (Federal) [MBurris@doc.gov]		8/6/2020 22:30	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	FW: NYT story	Predecisional and Deliberative	Attachment to email correspondence between OS staff with deliberative communication about draft document.	Redacted
DOC 0161185	DOC 0161185	DOC 0161190	DOC 0161190	Burris, Meghan (Federal) [MBurris@doc.gov]	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/7/2020 0:09	Burris, Meghan (Federal)	Re: Op-ed Edits	Predecisional and Deliberative	Email correspondence between Secretary Ross and his staff with internal deliberations regarding NYT request for comment.	Withheld in full
DOC 0161194	DOC 0161193	DOC 0161195	DOC 0161195				8/7/2020 15:41	Steven Dillingham	DRAFT DELIBERATIVE Talking Points (PM WG Initial Assessment) and Draft Message.docx	Predecisional and Deliberative	Attachment to email correspondence between OS staff with deliberative communication about draft document.	Withheld in full
DOC 0161202	DOC 0161202	DOC 0161202	DOC 0161203	Foti, Anthony (Federal) [AFoti@doc.gov]	Ahmad, Ali M [ali.m.ahmad@census.gov]	Brebbs, Sean (Federal) [SBrebbs@doc.gov]*; Burris, Meghan (Federal) [MBurris@doc.gov]; Risko, Daniel (Federal) [DRisko@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/7/2020 18:11	Foti, Anthony (Federal)	Re: FOR CLEARANCE: Count Review Event Cancellation	Predecisional and Deliberative	Email correspondence between OS staff with deliberations on edits of a draft document.	Redacted
DOC 0161203	DOC 0161202	DOC 0161203	DOC 0161203				8/7/2020 18:11	Derek Breese (CENSUS/POP FED)	1457_Event 2 Cancellation Memo v4 DMS w/ 2020.08.04.docx	Predecisional and Deliberative	Attachment to email correspondence between OS staff with deliberations on edits of a draft document.	Withheld in full
DOC 0161214	DOC 0161214	DOC 0161215	DOC 0161215	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov]	Foti, Anthony (Federal) [AFoti@doc.gov]; Brebbs, Sean (Federal) [SBrebbs@doc.gov]*; Risko, Daniel (Federal) [DRisko@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/7/2020 19:44	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: FOR CLEARANCE: Count Review Event Cancellation	Predecisional and Deliberative	Email correspondence between OS staff with deliberations on edits of a draft document.	Redacted
DOC 0161229	DOC 0161229	DOC 0161230	DOC 0161230	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov]	Foti, Anthony (Federal) [AFoti@doc.gov]; Brebbs, Sean (Federal) [SBrebbs@doc.gov]*; Risko, Daniel (Federal) [DRisko@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/7/2020 20:28	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: FOR CLEARANCE: Count Review Event Cancellation	Predecisional and Deliberative	Email correspondence between OS staff with deliberations on edits of a draft document.	Redacted
DOC 0161343	DOC 0161342	DOC 0161345	DOC 0161348				8/9/2020 20:37	Caroline	Census SWR Op-Ed + OMB Staff Sec.docx	Predecisional and Deliberative	Draft statement including extensive and substantive nonnegotiable edits f	Withheld in full
DOC 0161387	DOC 0161387	DOC 0161388	DOC 0161391	Burris, Meghan (Federal) [MBurris@doc.gov]	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/10/2020 14:20	Burris, Meghan (Federal)	RE: Oped	Predecisional and Deliberative	Email correspondence between OS staff and Secretary Ross with deliberative communication about draft document.	Withheld in full
DOC 0161389	DOC 0161387	DOC 0161391	DOC 0161391				8/10/2020 14:20	Caroline	Census SWR Op-Ed + OMB Staff Sec.-FOR OPA EYES- AMA replies.pdf	Predecisional and Deliberative	Draft document reflecting deliberative communication between OS staff and Secretary Ross.	Withheld in full
DOC 0161404	DOC 0161404	DOC 0161404	DOC 0161422	Risko, Daniel (Federal) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)CN=RECIPIENTS CN=6996604F7414063BA61A760CASE AE61-DANIEL RISK]	Martin, Nicole (Federal) [NMartin@doc.gov]		8/10/2020 14:45	Risko, Daniel (Federal)	FW: PLEASE REVIEW- 2020 Census Operational Update	Predecisional and Deliberative	Internal correspondence containing deliberative discussion concerning ongoing decisions surrounding replan schedule	Redacted
DOC 0161562	DOC 0161562	DOC 0161565	DOC 0161565	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Foti, Anthony (Federal) [AFoti@doc.gov]	Burris, Meghan (Federal) [MBurris@doc.gov]; Brebbs, Sean (Federal) [SBrebbs@doc.gov]*; Risko, Daniel (Federal) [DRisko@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/11/2020 0:13	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: FOR CLEARANCE: Count Review Event Cancellation	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted
DOC 0161566	DOC 0161566	DOC 0161567	DOC 0161585	DRisko@doc.gov	Kelley, Karen (Federal) [KKelley@doc.gov]		8/11/2020 0:41	DRisko@doc.gov	Fwd: PLEASE REVIEW- 2020 Census Operational Update	Attorney-Client Privilege	Internal discussion including deliberations regarding ongoing developments and decisions in decennial [including attorneys Michael Walsh* and Sean Brebbs*]	Redacted
DOC 0161586	DOC 0161586	DOC 0161587	DOC 0161605	Risko, Daniel (Federal) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)CN=RECIPIENTS CN=6996604F7414063BA61A760CASE AE61-DANIEL RISK]	Kelley, Karen (Federal) [KKelley@doc.gov]		8/11/2020 0:41	Risko, Daniel (Federal)	Fwd: PLEASE REVIEW- 2020 Census Operational Update	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted
DOC 0161588	DOC 0161586	DOC 0161605	DOC 0161605				8/11/2020 0:41	Christopher Demo	August 2020 mini-PMR v11.pdf	Predecisional and Deliberative	Attachment to email correspondence between OS staff deliberating a draft document.	Withheld in full
DOC 0161609	DOC 0161609	DOC 0161611	DOC 0161629	Risko, Daniel (Federal) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)CN=RECIPIENTS CN=6996604F7414063BA61A760CASE AE61-DANIEL RISK]	Martin, Nicole (Federal) [NMartin@doc.gov]		8/11/2020 13:39	Risko, Daniel (Federal)	FW: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted
DOC 0161612	DOC 0161609	DOC 0161629	DOC 0161629				8/11/2020 13:39	Christopher Demo	August 2020 mini-PMR v11.pdf	Predecisional and Deliberative	Attachment to email correspondence between OS staff deliberating a draft document.	Withheld in full
DOC 0161969	DOC 0161969	DOC 0161970	DOC 0161970	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/11/2020 17:03	Wilbur Ross	Re: Oped	Predecisional and Deliberative	Email between Secretary Ross and Advisors containing pre-decisional deliberations of response to NY Times Op-ed.	Withheld in full
DOC 0162011	DOC 0162011	DOC 0162015	DOC 0162015		Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]		8/11/2020 18:50		RE: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft of a document.	Redacted
DOC 0162024	DOC 0162024	DOC 0162028	DOC 0162028		Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]		8/11/2020 19:48		RE: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft of a document.	Redacted
DOC 0162036	DOC 0162036	DOC 0162038	DOC 0162056	Risko, Daniel (Federal) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)CN=RECIPIENTS CN=6996604F7414063BA61A760CASE AE61-DANIEL RISK]	Burris, Meghan (Federal) [MBurris@doc.gov]		8/11/2020 20:03	Risko, Daniel (Federal)	FW: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted
DOC 0162039	DOC 0162036	DOC 0162056	DOC 0162056				8/11/2020 20:03	Christopher Demo	August 2020 mini-PMR v11.pdf	Predecisional and Deliberative	Attachment to email correspondence between OS staff deliberating a draft document.	Withheld in full
DOC 0162069	DOC 0162069	DOC 0162074	DOC 0162074	DRisko@doc.gov	Ahmad, Ali M [ali.m.ahmad@census.gov]		8/12/2020 0:23	DRisko@doc.gov	Re: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted

DOC 0162075	DOC 0162075	DOC 0162080	DOC 0162080	DRisko@doc.gov	Burris, Meghan (Federal) [MBurris@doc.gov]		8/12/2020 0:23	DRisko@doc.gov	Fwd: Need your help	Predecisional and Deliberative	Email correspondence between OS staff deliberating a draft document.	Redacted
DOC 0162228	DOC 0162228	DOC 0162229	DOC 0162236	Brebba, Sean (Federal) [SBrebba@doc.gov]*	Walsh, Michael (Federal) [MWalsh@doc.gov]*		8/12/2020 15:19	Brebba, Sean (Federal)*	FW: letter to Senator Sullivan - possibility of a quick review?	Attorney-Client Privilege; Predecisional and Deliberative	Email correspondence between OS staff and OGC that deliberates on a draft document and seeks advice on the document.	Redacted
DOC 0162230	DOC 0162228	DOC 0162234	DOC 0162236				8/12/2020 15:19	seva.a.hawkins-digby@census.gov	10450 letter to Senator Sullivan draft 2.docx	Attorney-Client Privilege; Predecisional and Deliberative	Attachment to email correspondence between OS staff and OGC that deliberates on a draft document and seeks advice on the document.	Withheld in full
DOC 0162326	DOC 0162326	DOC 0162327	DOC 0162330	Burris, Meghan (Federal) [MBurris@doc.gov]	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]*; Barranca, Steven (Federal) [SBarranca1@doc.gov]	8/13/2020 1:48	Burris, Meghan (Federal)	Latest Op-ed Version	Predecisional and Deliberative	Draft Op-Ed for Secretary's Review regarding the Census Bureau's completion of data collection	Withheld in full
DOC 0162328	DOC 0162326	DOC 0162330	DOC 0162330				8/13/2020 1:48		Op-Ed - Ross - Census 2020 v4.docx	Predecisional and Deliberative	Draft Op-Ed for Secretary's Review regarding the Census Bureau's completion of data collection	Withheld in full
DOC 0162408	DOC 0162408	DOC 0162412	DOC 0162412	Benjamin J Page (CENSUS-CFO FED) [benjamin.j.page@census.gov]	James T Christy (CENSUS/LA FED) [James.T.Christy@census.gov]	Whitney L Duffey Jones (CENSUS-CFO FED) [whitney.l.duffey.jones@census.gov]	8/13/2020 15:23	Benjamin J Page (CENSUS-CFO FED)	Re: Non Funding 2020 Decennial Support Items.xlsx	Predecisional and Deliberative	containing pre-decisional deliberations Decennial Census funding action/decision policy	Redacted
DOC 0163224	DOC 0163224	DOC 0163224	DOC 0163224	Burris, Meghan (Federal) [MBurris@doc.gov]	Ahmad, Ali M [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/16/2020 17:17	Burris, Meghan (Federal)	Re: FT Census article	Predecisional and Deliberative	Discussion between Commerce Secretary and other Commerce officials regarding response to recent articles concerning conduct of Census operations	Withheld in full
DOC 0163225	DOC 0163225	DOC 0163225	DOC 0163225	Burris, Meghan (Federal) [MBurris@doc.gov]	Wilbur Ross; Walsh, Michael (Federal) [MWalsh@doc.gov]*; Kelley, Karen (Federal) [KKelley@doc.gov]		8/16/2020 17:49	Burris, Meghan (Federal)	RE: FT Census article	Predecisional and Deliberative	Discussion between Commerce Secretary and other Commerce officials regarding response to recent articles concerning conduct of Census operations	Withheld in full
DOC 0163246	DOC 0163246	DOC 0163252	DOC 0163252				8/17/2020 2:06	skapan	8.17.20 Briefing Book.pdf	Predecisional and Deliberative	Briefing Memorandum for Commerce Secretary regarding Calls to Mayor about conduct of Census activities	Withheld in full
DOC 0163420	DOC 0163420	DOC 0163421	DOC 0163421	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*		8/18/2020 20:37	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: Aggressive Response Strategy	Predecisional and Deliberative	Discussion between Census and Commerce officials regarding potential response to media inquiries concerning Census operations	Withheld in full
DOC 0163487	DOC 0163487	DOC 0163509	DOC 0163509				8/19/2020 1:39	skapan	8.19.20 Briefing Book.pdf	Predecisional and Deliberative	Briefing materials for Commerce Secretary regarding Census-related media interviews, local response rates and other Census matters	Withheld in full
DOC 0163605	DOC 0163605	DOC 0163631	DOC 0163631				8/19/2020 15:39	skapan	8.19.20 Briefing Book.pdf	Predecisional and Deliberative	Briefing materials for Commerce Secretary's review regarding Census-related media interviews, local response rates and other Census matters	Withheld in full
DOC 0163810	DOC 0163810	DOC 0163810	DOC 0163810	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*	8/20/2020 18:22	Wilbur Ross	Re: For approval: Census OIG Alert	Predecisional and Deliberative	Discussion between Commerce Secretary and other officials regarding draft press release about counting of housing units	Withheld in full
DOC 0163909	DOC 0163909	DOC 0163909	DOC 0163909	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*; Ambrosini, Vanessa (Federal) [VAmbrosini@doc.gov]; Tucker, Caroline (Federal) [CTucker@doc.gov]	8/21/2020 15:11	Wilbur Ross	Re: Census Release on Housing Units Counted	Predecisional and Deliberative	Discussion between Commerce Secretary and other officials regarding draft press release about counting of housing units	Redacted
DOC 0164032	DOC 0164017	DOC 0164033	DOC 0164034				8/24/2020 16:13	Victoria Volkoff (CENSUS/ADDP FED)	20200824 Overview slide for PM Final1.pptx	Predecisional and Deliberative	containing pre-decisional deliberations proposed Department action/decision/policy.	Withheld in full
DOC 0164764	DOC 0164764	DOC 0164767	DOC 0164767	Robin J Bachman (CENSUS/ADCOM FED) [robin.j.bachman@census.gov]	Christine E Taylor (CENSUS/PIO FED) [christine.e.taylor@census.gov]; Barton H Reist (CENSUS/ADCOM FED) [barton.h.reist@census.gov]	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]; ADCOM Issues Working Group List [adcom.issues.working.group.list@census.gov]	8/27/2020 16:56	Robin J Bachman (CENSUS/ADCOM FED)	Re: ATTENTION -Fw: OIG 2020 Census alert memo (enumerating off-campus college/university students)	Predecisional and Deliberative	containing pre-decisional deliberations and information preparation of Department response to OIG alert	Redacted
DOC 0164806	DOC 0164806	DOC 0164812	DOC 0164812	Whitney L Duffey Jones (CENSUS-CFO FED) [whitney.l.duffey.jones@census.gov]	Benjamin J Page (CENSUS-CFO FED) [benjamin.j.page@census.gov]	Christa D Jones (CENSUS/DEPDIR FED) [Christa.D.Jones@census.gov]	8/28/2020 18:44	Whitney L Duffey Jones (CENSUS-CFO FED)	Re: Non Funding 2020 Decennial Support Items.xlsx	Predecisional and Deliberative	Interagency deliberations concerning non-final actions in support of 2020 decennial census	Redacted
DOC 0164890	DOC 0164890	DOC 0164891	DOC 0164891	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*		8/29/2020 12:31	Burris, Meghan (Federal)	Fwd: Dillingham Statement for Review	Predecisional and Deliberative	Email correspondence between OS staff and Secretary Ross which deliberates on the language for a draft statement.	Redacted
DOC 0164907	DOC 0164907	DOC 0164907	DOC 0164907	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]*; Burris, Meghan (Federal) [MBurris@doc.gov]		8/30/2020 0:01	Wilbur Ross	NPR	Predecisional and Deliberative	Email correspondence between Secretary Ross, OS staff, and OGC which deliberates on a response to a NPR story.	Redacted
DOC 0164908	DOC 0164908	DOC 0164908	DOC 0164908	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]*		8/30/2020 15:32	Wilbur Ross	Various	Attorney-Client Privilege	Email correspondence between Secretary Ross and the General Counsel in which discusses legal strategy.	Redacted
DOC 0165643	DOC 0165636	DOC 0165649	DOC 0165672				9/3/2020 13:56		Ex. 3.pdf	Predecisional and Deliberative	Attachment to email correspondence between Census staff and OS staff deliberating policy decisions related to Census funding.	Redacted
DOC 0165800	DOC 0165799	DOC 0165803	DOC 0165803				9/4/2020 14:04	Randy A Becker (CENSUS/CES FED)	Media Policy.docx	Predecisional and Deliberative	Attachment to email correspondence between Census staff, OS staff and OGC deliberating a department policy related to the Decennial Census.	Withheld in full
DOC 0165977	DOC 0165977	DOC 0165979	DOC 0165979	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov]; Walsh, Michael (Federal) [MWalsh@doc.gov]*; Risko, Daniel (Federal) [DRisko@doc.gov]		9/4/2020 17:52	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: NPR interview request	Predecisional and Deliberative	Email correspondence between Census staff, OS staff, and OGC containing deliberations on proposed Department action/decision/policy.	Redacted
DOC 0166004	DOC 0166003	DOC 0166005	DOC 0166005				9/7/2020 3:08	James T Christy (CENSUS/LA FED)	Guidance for Field Managers related to Action Required to comply with the Court Order 9-6-20 2240 clean.docx	Attorney Work Product	Draft document reflecting Census Bureau's response to court order containing non-final language to be reviewed by attorneys	Withheld in full
DOC 0166180	DOC 0166180	DOC 0166182	DOC 0166182	Colleen Holzbach (CENSUS/PCO FED) [Colleen.Holzbach@census.gov]	James L Dierwilde (CENSUS/ADDC FED) [James.L.Dierwilde@census.gov]; Maya Fox (CENSUS/FLD FED) [Maya.Fox@census.gov]; Sara A Rosario Nieves (CENSUS/ADDC FED) [Sara.A.Rosario.Nieves@census.gov]		9/8/2020 18:53	Colleen Holzbach (CENSUS/PCO FED)	Re: 2020 Census alert memo (enumerator safety-PPE)	Predecisional and Deliberative	Internal email communications deliberating response regarding inquiry by OIG	Redacted
DOC 0166906	DOC 0166906	DOC 0166906	DOC 0166906	Albert E Fontenot (CENSUS/ADDC FED) [/O=EXCHANGELABS/OU=EXCHANG E ADMINISTRATIVE GROUP /FYDIBOHF23SPDLT/CN=RECIPIENTS /CN=6542D1900C5D4A8FAEF2F9F58B6 07ED0-FONTENOT, A]	Michael Walsh [mwalsh@doc.gov]*; Karen Kelley [KKelley@doc.gov]		9/13/2020 17:00	Albert E Fontenot (CENSUS/ADDC FED)	One time explanation on today's daily public posted state and ACO status reports	Attorney-Client Privilege	Email seeking legal advice of the General Counsel concerning statement for inclusion with ACO and State status reports	Withheld in full
DOC 0167156	DOC 0167156	DOC 0167157	DOC 0167160	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]	Brebba, Sean (Federal) [SBrebba@doc.gov]*; Zimmerman, Paul (Federal) [PZimmerman@doc.gov]*	Foti, Anthony (Federal) [AFoti@doc.gov]; Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	9/14/2020 21:23	Christopher J Stanley (CENSUS/OCIA FED)	please review - draft letter to Senator Daines - referred by WH	Predecisional and Deliberative	Communications including inquiry from senior advisor to the President and internal deliberations concerning drafting response to Senator's question	Redacted
DOC 0167159	DOC 0167156	DOC 0167160	DOC 0167160				9/14/2020 21:23	Christopher J Stanley (CENSUS/OCIA FED)	DRAFT letter to Senator Daines re tribal areas and staffing for review.docx	Predecisional and Deliberative	Non-final draft of correspondence to Senator reflecting internal deliberations prior to finalization.	Withheld in full
DOC 0167197	DOC 0167197	DOC 0167198	DOC 0167200	Zimmerman, Paul (Federal) [PZimmerman@doc.gov]*	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]; Brebba, Sean (Federal) [SBrebba@doc.gov]*	Foti, Anthony (Federal) [AFoti@doc.gov]; Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	9/15/2020 13:41	Zimmerman, Paul (Federal)*	RE: please review - draft letter to Senator Daines - referred by WH	Predecisional and Deliberative	Communications including inquiry from senior advisor to the President and internal deliberations concerning drafting response to Senator's question	Redacted
DOC 0167199	DOC 0167197	DOC 0167200	DOC 0167200				9/15/2020 13:41	Christopher J Stanley (CENSUS/OCIA FED)	DRAFT letter to Senator Daines re tribal areas and staffing for review + PZ.docx	Predecisional and Deliberative	Draft response to Senator inquiry including non-segregable comments reflecting internal deliberations	Withheld in full

DOC 0167201	DOC 0167201	DOC 0167203	DOC 0167205	Zimmerman, Paul (Federal) [PZimmerman@doc.gov]*	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov];Brebbs, Sean (Federal) [SBrebbs@doc.gov]*	Foti, Anthony (Federal) [AFoti@doc.gov];Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	9/15/2020 15:04	Zimmerman, Paul (Federal)*	RE: please review - draft letter to Senator Daines - referred by WH	Predecisional and Deliberative	Communications including inquiry from senior advisor to the President and internal deliberations concerning drafting response to Senator's question	Redacted
DOC 0167204	DOC 0167201	DOC 0167205	DOC 0167205				9/15/2020 15:04	Christopher J Stanley (CENSUS/OCIA FED)	DRAFT letter to Senator Daines re tribal areas and staffing for review + PZ - AK .docx	Predecisional and Deliberative	Draft non-final response to Senator's inquiry including non-segregable edits reflecting internal deliberations	Withheld in full
DOC 0167328	DOC 0167328	DOC 0167329	DOC 0167331	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]	Steven Dillingham (CENSUS/DEPDIR FED) [steven.dillingham@census.gov];Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Nathaniel Cogley (CENSUS/DEPDIR FED) [nathaniel.cogley@census.gov];James T Christy (CENSUS/LA FED) [James.T.Christy@census.gov]	9/15/2020 23:07	Christopher J Stanley (CENSUS/OCIA FED)	Re: Question from Sen. Daines	Predecisional and Deliberative	Email between Census Director and Census senior staff reflecting deliberative conversations about pending decisions	Redacted
DOC 0167330	DOC 0167328	DOC 0167331	DOC 0167331				9/15/2020 23:07	Christopher J Stanley (CENSUS/OCIA FED)	DRAFT letter to Senator Daines re tribal areas and staffing for review + PZ - AK .JC.docx	Predecisional and Deliberative	Draft letter sent between Census Director and Census senior staff reflecting deliberative conversations about pending decisions	Redacted
DOC 0167354	DOC 0167354	DOC 0167355	DOC 0167357	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]	Steven K Smith (CENSUS/DEPDIR FED) [steven.k.smith@census.gov]	Michael John Sprung (CENSUS/DEPDIR FED) [michael.j.sprung@census.gov]	9/16/2020 12:46	Christopher J Stanley (CENSUS/OCIA FED)	FW: Question from Sen. Daines	Predecisional and Deliberative	Communications including inquiry from senior advisor to the President and internal deliberations concerning drafting response to Senator's question	Redacted
DOC 0167358	DOC 0167358	DOC 0167361	DOC 0167363	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]	Zimmerman, Paul (Federal) [PZimmerman@doc.gov]*;Brebbs, Sean (Federal) [SBrebbs@doc.gov]*	Foti, Anthony (Federal) [AFoti@doc.gov];Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	9/16/2020 13:12	Christopher J Stanley (CENSUS/OCIA FED)	Re: please review - draft letter to Senator Daines - referred by WH	Predecisional and Deliberative	Communications including inquiry from senior advisor to the President and internal deliberations concerning drafting response to Senator's question	Redacted
DOC 0167364	DOC 0167364	DOC 0167364	DOC 0167407	Walsh, Michael (Federal) [MWalsh@doc.gov]*	Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*		9/16/2020 13:59	Walsh, Michael (Federal)*	DELIBERATIVE Census MOUs	Attorney-Client Privilege	Content of email communication between agency counsel revealing legal advice regarding Department policy options	Redacted
DOC 0167374	DOC 0167364	DOC 0167376	DOC 0167407				9/16/2020 13:59	Lentia W McKov (CENSUS/PCO FED)	Census - Chart E.O. P.M. - CLEAN.docx	Attorney-Client Privilege; Attorney Work Product; Predecisional and Deliberative	Document prepared by agency counsel containing legal advice and analysis in relation to ongoing litigation and pre-decisional deliberations regarding potential Department policy actions	Withheld in full
DOC 0167377	DOC 0167364	DOC 0167379	DOC 0167407				9/16/2020 13:59	Karen Johns (CENSUS/ERD FED)	MOU Mod Example.pdf	Predecisional and Deliberative	Pre-decisional document containing a proposal for an interagency agreement regarding data transfer.	Withheld in full
DOC 0167610	DOC 0167610	DOC 0167612	DOC 0167614	Christopher J Stanley (CENSUS/OCIA FED) [christopher.j.stanley@census.gov]	James T Christy (CENSUS/LA FED) [James.T.Christy@census.gov];Nathaniel Cogley (CENSUS/DEPDIR FED) [nathaniel.cogley@census.gov];Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]		9/16/2020 16:00	Christopher J Stanley (CENSUS/OCIA FED)	Re: Question from Sen. Daines	Predecisional and Deliberative	Internal agency deliberations concerning decisions surrounding draft correspondence to Senator.	Redacted
DOC 0167676	DOC 0167676	DOC 0167676	DOC 0167684	Keller, Catherine (Federal) [CKeller@doc.gov]*	Merodith, Ethan (Federal) [EMeredith@doc.gov]*	Walsh, Michael (Federal) [MWalsh@doc.gov]*	9/16/2020 18:35	Keller, Catherine (Federal)*	FW: Edits to MOU AWP-PRIV	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*, Merodith*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0167677	DOC 0167676	DOC 0167680	DOC 0167684				9/16/2020 18:35	Karen Johns (CENSUS/ERD FED)	DRAFT MOU Mod Example - MW + AK.docx	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*, Merodith*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0167681	DOC 0167676	DOC 0167684	DOC 0167684				9/16/2020 18:35	AKourkounelis*	DRAFT MOU Mod Example - MW + AK.pdf	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*, Merodith*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0167698	DOC 0167698	DOC 0167700	DOC 0167700				9/16/2020 21:12		(Untitled).pdf	Attorney-Client Privilege	Comments from Walsh* constituting legal advice on memo to Jarmin	Withheld in full
DOC 0167854	DOC 0167854	DOC 0167855	DOC 0167859	Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*	Walsh, Michael (Federal) [MWalsh@doc.gov]*	Keller, Catherine (Federal) [CKeller@doc.gov]*	9/16/2020 23:50	Kourkounelis, Aristidis (Federal)*	RE: Edits to MOU AWP-PRIV	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0167856	DOC 0167854	DOC 0167859	DOC 0167859				9/16/2020 23:50	Karen Johns (CENSUS/ERD FED)	DRAFT MOU Mod Example - OGC Edits.docx	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0168013	DOC 0168012	DOC 0168016	DOC 0168016				9/17/2020 20:49		DRAFT MOU Mod Example - OGC v2 (002) + MC.docx	Attorney-Client Privilege; Predecisional and Deliberative	Draft MOU regarding obtaining data from State Department reflecting attorney comments and predecisional deliberations	Withheld in full
DOC 0168032	DOC 0168032	DOC 0168034	DOC 0168039	Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*	Walsh, Michael (Federal) [MWalsh@doc.gov]*	Keller, Catherine (Federal) [CKeller@doc.gov]*	9/17/2020 23:19	Kourkounelis, Aristidis (Federal)*	RE: Edits to MOU AWP-PRIV	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0168035	DOC 0168032	DOC 0168039	DOC 0168039				9/17/2020 23:19		DRAFT MOU Mod Example - OGC v3.docx	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0168040	DOC 0168040	DOC 0168042	DOC 0168042	Walsh, Michael (Federal) [MWalsh@doc.gov]*	Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*	Keller, Catherine (Federal) [CKeller@doc.gov]*	9/17/2020 23:20	Walsh, Michael (Federal)*	Re: Edits to MOU AWP-PRIV	Attorney-Client Privilege; Predecisional and Deliberative	Correspondence between agency counsel (Keller*, Walsh*, Kourkounelis*) regarding draft MOU's related to obtaining records from other Federal agencies	Withheld in full
DOC 0168573	DOC 0168573	DOC 0168574	DOC 0168574	Burris, Meghan (Federal) [MBurris@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*		9/21/2020 20:24	Burris, Meghan (Federal)	FW: Predecisional and deliberative draft response	Predecisional and Deliberative	Options from Secretary Ross to Walsh* and Burris on OGC Census memo	Redacted
DOC 0169955	DOC 0169954	DOC 0169957	DOC 0169957				9/26/2020 12:41	Christopher Denno	Proposed Options for Completion of Enumeration v3.pdf	Attorney-Client Privilege; Attorney Work Product	Draft presentation reflecting confidential legal advice of the Department of Commerce's Office of General Counsel prepared during the course of litigation regarding the Census Bureau's proposed options for completing enumeration.	Redacted
DOC 0169962	DOC 0169962	DOC 0169963	DOC 0169963	Steven Dillingham (CENSUS/DEPDIR FED) [steven.dillingham@census.gov]	Risko, Daniel (Federal) [DRisko@doc.gov];Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*		9/26/2020 19:24	Steven Dillingham (CENSUS/DEPDIR FED)	FW: Draft Slides for Monday	Attorney-Client Privilege; Predecisional and Deliberative	Email correspondence between OS staff and OGC with draft document which is deliberative and also seeks legal advice.	Redacted
DOC 0169991	DOC 0169990	DOC 0169996	DOC 0169996				9/28/2020 13:20	Christopher Denno	Proposed Options for Completion of Enumeration Combined.pdf	Attorney-Client Privilege; Attorney Work Product	Draft presentation reflecting confidential legal advice of the Department of Commerce's Office of General Counsel prepared during the course of litigation regarding the Census Bureau's proposed options for completing enumeration.	Redacted
DOC 0170350	DOC 0170350	DOC 0170351	DOC 0170351	Steven Dillingham (CENSUS/DEPDIR FED) [steven.dillingham@census.gov]	Earl N Mayfield (CENSUS/DEPDIR FED) [earl.n.mayfield@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*;Kourkounelis, Aristidis (Federal) [AKourkounelis@doc.gov]*;Ahmad, Ali M. [ali.m.ahmad@census.gov]	9/29/2020 19:08	Steven Dillingham (CENSUS/DEPDIR FED)	FW: Please Review- Positive National Email- 98.4% enumerated, 27 States + Puerto Rico over 99%	Attorney Work Product	Email correspondence between OS and Census staff on information prepared related to litigation.	Redacted

DOC 0170352	DOC 0170352	DOC 0170353	DOC 0170355	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Dillingham, Steven (steven.dillingham@census.gov);Fontenot, Albert E [albert.e.fontenot@census.gov]	Jarmin, Ron S [ron.s.jarmin@census.gov];Smith, Steven K [steven.k.smith@census.gov];Sprung, Michael J [michael.j.sprung@census.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Olson, Timothy P [timothy.p.olson@census.gov];Christy, James T [james.t.christy@census.gov];Earl N Mayfield (CENSUS/DEPDOR FED) [earl.n.mayfield@census.gov]	9/29/2020 19:25	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: Please Review- Positive National Email- 98.4% enumerated, 25 States + Puerto Rico over 99%	Attorney Work Product	Email correspondence reflecting information requested by litigation team in furtherance of ongoing litigation	Redacted
DOC 0170369	DOC 0170369	DOC 0170371	DOC 0170371	Michael John Sprung (CENSUS/DEPDOR FED) [michael.j.sprung@census.gov]	Olson, Timothy P [timothy.p.olson@census.gov];Ahmad, Ali M [ali.m.ahmad@census.gov];Dillingham, Steven (steven.dillingham@census.gov);Fontenot, Albert E [albert.e.fontenot@census.gov]	Jarmin, Ron S [ron.s.jarmin@census.gov];Smith, Steven K [steven.k.smith@census.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Christy, James T [james.t.christy@census.gov];Earl N Mayfield (CENSUS/DEPDOR FED) [earl.n.mayfield@census.gov]	9/29/2020 19:59	Michael John Sprung (CENSUS/DEPDOR FED)	Re: Please Review- Positive National Email- 98.4% enumerated, 25 States + Puerto Rico over 99%	Attorney Work Product	Email correspondence between Census staff on information prepared related to litigation.	Redacted
DOC 0171255	DOC 0171254	DOC 0171255	DOC 0171255				9/30/2020 15:02	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Draft- Wide Discre Email- 2020 Census Count 9X v 7 No Deadline 32.docx	Predecisional and Deliberative	Draft Census Bureau press release regarding the status of the Census count	Withheld in full
DOC 0171955	DOC 0171955	DOC 0171955	DOC 0171956	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Burris, Meghan (Federal) [MBurris@doc.gov];Dillingham, Steven (steven.dillingham@census.gov);Kelley, Karen (Federal) [KKelley@doc.gov];Mayfield, Earl N [earl.n.mayfield@census.gov];Foti, Anthony (Federal) [AFoti@doc.gov]	Jarmin, Ron S [ron.s.jarmin@census.gov];Fontenot, Albert E [albert.e.fontenot@census.gov];Stanley, Christopher J [christopher.j.stanley@census.gov];Smith, Steven K [steven.k.smith@census.gov]	10/1/2020 17:15	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	FOR REVIEW- Draft Message for Tomorrow re: October 5	Predecisional and Deliberative	Internal deliberative discussions concerning messaging about ongoing decisions concerning field activities.	Redacted
DOC 0171956	DOC 0171955	DOC 0171956	DOC 0171956				10/1/2020 17:15	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	DRAFT- October 5 Message.docx	Predecisional and Deliberative	Internal deliberative draft concerning messaging about ongoing decisions concerning field activities.	Withheld in full
DOC 0171959	DOC 0171959	DOC 0171959	DOC 0171960	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Burris, Meghan (Federal) [MBurris@doc.gov];Dillingham, Steven (steven.dillingham@census.gov);Kelley, Karen (Federal) [KKelley@doc.gov];Mayfield, Earl N [earl.n.mayfield@census.gov];Foti, Anthony (Federal) [AFoti@doc.gov]	Jarmin, Ron S [ron.s.jarmin@census.gov];Fontenot, Albert E [albert.e.fontenot@census.gov];Stanley, Christopher J [christopher.j.stanley@census.gov];Smith, Steven K [steven.k.smith@census.gov]	10/1/2020 17:32	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: FOR REVIEW- Draft Message for Tomorrow re: October 5	Predecisional and Deliberative	Internal deliberative discussion concerning messaging about ongoing decisions concerning field activities.	Redacted
DOC 0171960	DOC 0171959	DOC 0171960	DOC 0171960				10/1/2020 17:32	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	DRAFT- October 5 Message.docx	Predecisional and Deliberative	Internal deliberative draft concerning messaging about ongoing decisions concerning field activities.	Withheld in full
DOC 0173198	DOC 0173198	DOC 0173198	DOC 0173198	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]		10/4/2020 17:46	Wilbur Ross	Presentation of Census update	Attorney-Client Privilege; Predecisional and Deliberative	Discussion between Commerce Secretary and Commerce Counsel regarding and reflecting legal issues pertaining to the drafting of a Census update	Withheld in full
DOC 0173199	DOC 0173199	DOC 0173199	DOC 0173199	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]		10/4/2020 17:50	Wilbur Ross	Presentation of Census update	Attorney-Client Privilege; Predecisional and Deliberative	Discussion between Commerce Secretary and Commerce Counsel regarding and reflecting legal issues pertaining to the drafting of a Census update	Withheld in full
DOC 0173354	DOC 0173354	DOC 0173354	DOC 0173354	Wilbur Ross	Walsh, Michael (Federal) [MWalsh@doc.gov]		10/5/2020 19:12	Wilbur Ross	Re: Census	Attorney-Client Privilege; Predecisional and Deliberative	Communication between Commerce Secretary and Commerce General Counsel reflecting the provision of legal advice concerning pending litigation concerning Census data collections operations and drafting of related press release.	Withheld in full
DOC 0173644	DOC 0173644	DOC 0173646	DOC 0173646				10/6/2020 22:18	Virginia Hyer (CENSUS/PIO FED)	NPR Questions for consideration mkb.docx	Predecisional and Deliberative	Edits to responses for interview with NPR	Withheld in full
DOC 0174406	DOC 0174406	DOC 0174407	DOC 0174407	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Burris, Meghan (Federal) [MBurris@doc.gov]		10/12/2020 18:56	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Fw: From Michael Wines, The New York Times	Attorney-Client Privilege	Email correspondence between Census staff, OS staff and OGC requesting legal advice on responding to an article.	Redacted
DOC 0174413	DOC 0174413	DOC 0174418	DOC 0174418	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov];Walsh, Michael (Federal) [MWalsh@doc.gov];Risko, Daniel (Federal) [DRisko@doc.gov]		10/12/2020 22:02	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: Awful NYT article	Predecisional and Deliberative	Email correspondence between Census staff, OS staff, and OGC deliberating a draft response to an article.	Redacted
DOC 0175902	DOC 0175902	DOC 0175903	DOC 0175903	Wilbur Ross	Burris, Meghan (Federal) [MBurris@doc.gov]	Ahmad, Ali M [ali.m.ahmad@census.gov];Walsh, Michael (Federal) [MWalsh@doc.gov];Ambrosini, Vanessa (Federal) [VAmbrosini@doc.gov];Davis, Caitlin (Federal) [CDavis@doc.gov]	10/18/2020 23:00	Wilbur Ross	Re: Draft Census Press Release	Predecisional and Deliberative	Email correspondence between Secretary Ross, Census staff, and OS staff which is pre-decisional and deliberates on a draft press release.	Redacted
DOC 0175904	DOC 0175904	DOC 0175906	DOC 0175907	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Burris, Meghan (Federal) [MBurris@doc.gov];Walsh, Michael (Federal) [MWalsh@doc.gov];Ambrosini, Vanessa (Federal) [VAmbrosini@doc.gov];Davis, Caitlin (Federal) [CDavis@doc.gov]		10/19/2020 1:09	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: Draft Census Press Release	Predecisional and Deliberative	Email correspondence between Secretary Ross, Census staff, and OS staff which is pre-decisional and deliberates on a draft press release.	Redacted
DOC 0175939	DOC 0175939	DOC 0175942	DOC 0175942	Burris, Meghan (Federal) [MBurris@doc.gov]	Ahmad, Ali M [ali.m.ahmad@census.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov];Burris, Meghan (Federal) [MBurris@doc.gov];Walsh, Michael (Federal) [MWalsh@doc.gov];Ambrosini, Vanessa (Federal) [VAmbrosini@doc.gov];Davis, Caitlin (Federal) [CDavis@doc.gov]	10/19/2020 12:40	Burris, Meghan (Federal)	Re: Draft Census Press Release	Predecisional and Deliberative	Email correspondence between Secretary Ross, Census staff, and OS staff which is pre-decisional and deliberates on a draft press release.	Redacted
DOC 0175947	DOC 0175947	DOC 0175949	DOC 0175949	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Wilbur Ross		10/19/2020 12:54	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Re: Draft Census Press Release	Predecisional and Deliberative	Email correspondence between Secretary Ross, Census staff, and OS staff which is pre-decisional and deliberates on a draft press release.	Redacted
DOC 0176045	DOC 0176044	DOC 0176047	DOC 0176047		Walsh, Michael (Federal) [MWalsh@doc.gov];Risko, Daniel (Federal) [DRisko@doc.gov];Burris, Meghan (Federal) [MBurris@doc.gov]		10/19/2020 20:54		DraftMOU 10-19-20 - AK.docx	Attorney-Client Privilege; Predecisional and Deliberative	Draft MOU regarding agency data sharing reflecting attorney advice and predecisional deliberations, [Attorneys Mayfield* and Kourkoulis*]	Withheld in full
DOC 0176059	DOC 0176059	DOC 0176059	DOC 0176061	Ali Mohammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]			10/20/2020 11:53	Ali Mohammad Ahmad (CENSUS/ADCOM FED)	Fw: For Review: News Briefing Media Advisory	Predecisional and Deliberative	Discussion between Census and Commerce officials regarding status of draft press release regarding Census response rate numbers	Redacted
DOC 0176060	DOC 0176059	DOC 0176061	DOC 0176061				10/20/2020 11:53	Reather, Nicole	CB20-CN-XX October 2020 News Briefing Media Advisory.docx	Predecisional and Deliberative	Draft Census Bureau press release regarding updated Census response rate numbers	Withheld in full
DOC 0176798	DOC 0176798	DOC 0176800	DOC 0176833	Montgomery Wood (CENSUS/ADDC FED) [Montgomery.F.Wood@census.gov]	Albert E Fontenot (CENSUS/ADDC FED) [Albert.E.Fontenot@census.gov]	Kathleen M Styles (CENSUS/ADDC FED) [kathleen.m.styles@census.gov];Erika H Becker Medina (CENSUS/ADDC FED) [Erika.H.Becker.Medina@census.gov]	10/20/2020 20:00	Montgomery Wood (CENSUS/ADDC FED)	RED FOLDER: For Review: APR Q4 and APG Q4	Predecisional and Deliberative	Email correspondence between Census staff deliberating a draft document.	Redacted
DOC 0176827	DOC 0176798	DOC 0176833	DOC 0176833				10/20/2020 20:00	Thomas A Mahalik (CENSUS/BU/D FED)	FY20 APR Q4 10 14 20.docx	Predecisional and Deliberative	Internal spreadsheet revealing deliberations regarding ongoing decisions and goals	Withheld in full

DOC 0177663	DOC 0177663	DOC 0177665	DOC 0177666	DRisko@doc.gov	Martin, Nicole (Federal) [NMartin1@doc.gov]		10/22/2020 19:22	DRisko@doc.gov	Final: KDK Request - Tiers	Predeliberational and Deliberative	Email communication among agency personnel revealing pre-decisional discussions regarding non-final proposed dates and plans of action for decennial post-processing still under deliberation	Redacted
DOC 0177666	DOC 0177663	DOC 0177666	DOC 0177666				10/22/2020 19:22	Victoria Volkoff (CENSUS/ACSO FED)	Creating counts of unauthorized.xlsx	Predeliberational and Deliberative	Materials for presentation to Commerce senior officials containing non-final proposed dates and plans of action for decennial post-processing still under deliberation	Withheld in full
DOC 0177697	DOC 0177697	DOC 0177700	DOC 0177700	Barbara M LoPresti (CENSUS/DITD FED) [Barbara.M.LoPresti@census.gov]	Michael T Thiem (CENSUS/ADDC FED) [Michael.T.Thiem@census.gov]	Victoria Volkoff (CENSUS/ADDP FED) [Victoria.A.Volkoff@census.gov]	10/23/2020 3:18	Barbara M LoPresti (CENSUS/DITD FED)	Re: KDK Request - Tiers	Predeliberational and Deliberative	Email correspondence between Census staff including deliberations concerning proposed schedule for processing	Redacted
DOC 0177728	DOC 0177728	DOC 0177728	DOC 0177728	Davis, Teresa F. EOP/WHO [Teresa.F.Davis@who.eop.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*		10/23/2020 16:37	Davis, Teresa F. EOP/WHO	FW: FOR REVIEW: Census Tweet	Predeliberational and Deliberative	Communications with senior advisor to the President drafting public announcement for Twitter	Redacted
DOC 0179363	DOC 0179363	DOC 0179363	DOC 0179363	Earl N Mayfield* (CENSUS/DEPDIR FED) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT) CN=RECIPIENTS CN=0A0028C773984388876730360F782 B24-MAYFIELD, E]	Philbin, Patrick F. EOP/WHO [Patrick.F.Philbin@who.eop.gov]	Benjamin A Overholt (CENSUS/DEPDIR FED) [benjamin.a.overholt@census.gov]	10/29/2020 20:59	Earl N Mayfield* (CENSUS/DEPDIR FED)	Ascertaining Unlawful Status Data Rules	Attorney-Client Privilege; Predeliberational and Deliberative	Communication from Census attorney to attorney in White House Counsel's Office reflecting request for and formulation of legal advice on proposed policy/action for the President	Redacted
DOC 0180514	DOC 0180514	DOC 0180520	DOC 0180520	Benjamin J Page (CENSUS/CFO FED) [benjamin.j.page@census.gov]	Christopher J Stanley (CENSUS/OCLIA FED) [christopher.j.stanley@census.gov]	Christa D Jones (CENSUS/DEPDIR FED) [Christa.D.Jones@census.gov]	11/2/2020 21:17	Benjamin J Page (CENSUS/CFO FED)	Re: Non Funding 2020 Decennial Support Items.xlsx	Predeliberational and Deliberative	Interagency deliberations concerning non-final actions in support of 2020 decennial census	Redacted
DOC 0183474	DOC 0183474	DOC 0183474	DOC 0183480	Nathaniel Cogley (CENSUS/DEPDIR FED) [O-EXCHANGELABS-OU-EXCHANG E ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT) CN=RECIPIENTS CN=D79DC9EF4B634B282EFAA42ED4 FEBD8A-COGLEY, NAT]	Philbin, Patrick F. EOP/WHO [Patrick.F.Philbin@who.eop.gov];pfp2dcp@who.eop.gov	Earl N Mayfield* (CENSUS/DEPDIR FED) [earl.n.mayfield@census.gov]	11/12/2020 16:31	Nathaniel Cogley (CENSUS/DEPDIR FED)	Scan	Attorney-Client Privilege; Predeliberational and Deliberative	Communication between attorney in White House Counsel's Office (Philbin*) and Census attorney (Mayfield*) reflecting request for legal advice on proposed action/policy for President	Redacted
DOC 0183475	DOC 0183474	DOC 0183480	DOC 0183480				11/12/2020 16:31		scan02.pdf	Attorney-Client Privilege; Predeliberational and Deliberative	Communication between attorney in White House Counsel's Office (Philbin*) and Census attorney (Mayfield*) reflecting request for legal advice on proposed action/policy for President	Withheld in full
DOC 0184522	DOC 0184521	DOC 0184532	DOC 0184537				11/16/2020 16:42	Amanda Kent	2020 Census EOO and Post Collection Processing V3.16.pdf	Predeliberational and Deliberative	Materials for presentation to Commerce senior officials containing non-final proposed dates and plans of action for decennial post-processing still under deliberation	Redacted
DOC 0184533	DOC 0184521	DOC 0184534	DOC 0184537				11/16/2020 16:42	Christopher Demo	Tracking Backend Processing for 11 16 2020 SWLR v1 (1).pptx	Predeliberational and Deliberative	Presentation materials for Secretary regarding proposed options for deliberation concerning Census post-data collection processing schedule	Withheld in full
DOC 0185091	DOC 0185091	DOC 0185093	DOC 0185093	Ali Muhammad Ahmad (CENSUS/ADCOM FED) [ali.m.ahmad@census.gov]	Risko, Daniel (Federal) [DRisko@doc.gov]	Walsh, Michael (Federal) [MWalsh@doc.gov]*;Barris, Meghan (Federal) [MBarris@doc.gov];Anthonio, Vanessa (Federal) [VAnthonio@doc.gov]	11/19/2020 12:47	Ali Muhammad Ahmad (CENSUS/ADCOM FED)	Re: Close hold: NPR re: apportionment counts release date	Predeliberational and Deliberative	Internal deliberations concerning ongoing decisionmaking process surrounding meeting deadlines for apportionment counts	Redacted

Exhibit 2

JEFFREY B. CLARK
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Branch Director
DIANE KELLEHER
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Attorneys for Defendants

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

NATIONAL URBAN LEAGUE, *et al.*,

Plaintiff,

v.

WILBUR L. ROSS, JR., *et al.*,

Defendants.

Case No. 5:20-cv-05799-LHK

**DECLARATION OF
MEGAN HELLER**

1 I, MEGAN HELLER, make the following Declaration pursuant to 28 U.S.C. § 1746, and
2 state that under penalty of perjury the following is true and correct to the best of my knowledge
3 and belief:

4 1. I am the Chief of the General Litigation Division, Office of the General Counsel
5 (OGC), U.S. Department of Commerce (DOC), and have served in that (or in an acting) capacity
6 since February 2020. Concurrently, I also serve as the Associate Chief Counsel for OGC's Office
7 of Appellate Services, a position in which I have served since January 2017. In my capacity as
8 Chief, I assist, oversee, or am directly responsible for, document production in litigation involving
9 the Department and all of its bureaus. In this capacity, I consult with DOC and bureau counsel
10 and Department of Justice attorneys regarding production of privileged DOC documents. I submit
11 this declaration to comply with the court's December 15, 2020, order [ECF 383].

12 2. The statements contained in this declaration are based upon my personal
13 knowledge, upon information provided to me in my official capacity, upon conclusions and
14 determinations reached and made in accordance therewith, and upon my personal examination of
15 the withheld and redacted documents.

16 3. I have personally reviewed the documents that have been entered into the
17 Government's December 23, 2020 Privilege Log. I note that the many of these documents have
18 been withheld or redacted pursuant to the deliberative process privilege, and are so marked on the
19 Government's Privilege Log. There are also a number of documents that have been redacted to
20 preserve the attorney-client and attorney work product privileges, and are so marked on the
21 Government's Privilege Log. There are some documents that have been redacted to protect
22 personally identifiable information (PII), to include cell phone numbers, private conference lines,
23 and non-public websites and are marked as such.

24 4. This litigation involves decisions made by DOC and Census Bureau officials
25 regarding the conduct and operations of the 2020 Decennial Census. The documents I reviewed
26 have been generally identified as relating to that decisionmaking process regarding how to
27 calculate and process the population numbers, and associated matters concerning the process of
28 data processing operations. The Bates numbers are as follows:

1	DOC_0152652	DOC_0161389	DOC_0164806	DOC_0171255
2	DOC_0152704	DOC_0161404	DOC_0164890	DOC_0171955
	DOC_0153714	DOC_0161562	DOC_0164907	DOC_0171956
3	DOC_0155297	DOC_0161566	DOC_0165643	DOC_0171959
4	DOC_0155302	DOC_0161586	DOC_0165800	DOC_0171960
	DOC_0156366	DOC_0161588	DOC_0165977	DOC_0173198
5	DOC_0156311	DOC_0161609	DOC_0166004	DOC_0173199
	DOC_0158822	DOC_0161612	DOC_0166180	DOC_0173354
6	DOC_0158825	DOC_0161969	DOC_0167156	DOC_0173644
7	DOC_0158940	DOC_0162011	DOC_0167159	DOC_0174406
	DOC_0160159	DOC_0162024	DOC_0167197	DOC_0174413
8	DOC_0160164	DOC_0162036	DOC_0167199	DOC_0175902
	DOC_0160166	DOC_0162039	DOC_0167201	DOC_0175904
9	DOC_0160170	DOC_0162069	DOC_0167204	DOC_0175939
10	DOC_0160990	DOC_0162075	DOC_0167328	DOC_0175947
	DOC_0160991	DOC_0162228	DOC_0167330	DOC_0176059
11	DOC_0160993	DOC_0162230	DOC_0167354	DOC_0176060
	DOC_0160995	DOC_0162326	DOC_0167358	DOC_0176798
12	DOC_0160997	DOC_0162328	DOC_0167364	DOC_0176827
13	DOC_0160999	DOC_0162408	DOC_0167374	DOC_0177663
	DOC_0161174	DOC_0163224	DOC_0167610	DOC_0177666
14	DOC_0161182	DOC_0163225	DOC_0167377	DOC_0177697
	DOC_0161185	DOC_0163246	DOC_0167676	DOC_0177728
15	DOC_0161194	DOC_0163420	DOC_0168573	DOC_0179363
16	DOC_0161202	DOC_0163487	DOC_0169955	DOC_0180514
	DOC_0161203	DOC_0163605	DOC_0169962	DOC_0183474
17	DOC_0161214	DOC_0163810	DOC_0169991	DOC_0183475
	DOC_0161229	DOC_0163909	DOC_0170350	DOC_0184522
18	DOC_0161343	DOC_0164032	DOC_0170352	DOC_0184533
19	DOC_0161387	DOC_0164764	DOC_0170369	DOC_0185091

5. The documents listed in the Government's Privilege Log consist of interagency and intra-agency emails, memoranda, PowerPoint slides, and spreadsheets that discuss, analyze, and recommend actions concerning these matters. The documents contain Census Bureau and DOC employees' reactions to, analysis of, and presentation of operational planning, demographic, and statistical data and information that have a direct bearing on the recommendations that led to decisions made in the above-mentioned four general categories.

6. DOC has determined that the documents so listed in the Government Privilege Log contain information protected by the deliberative process privilege. To qualify for protection, the

1 information must be pre-decisional and deliberative. If pre-decisional, deliberative
2 communications are routinely released to the public, DOC and Census Bureau employees will be
3 much more cautious in their discussions with each other and in providing all pertinent information
4 and viewpoints to agency decisionmakers in a timely manner. This lack of candor would seriously
5 impair DOC's and the Census Bureau's ability to foster the forthright, internal discussions
6 necessary for efficient and proper Executive Branch decisionmaking related to the Census or on
7 any other matter.

8 7. The contents of the subject documents I reviewed are predecisional because they
9 were presented to senior Census Bureau and DOC officials and advisors as they were deciding
10 what actions were required to satisfy the Census Bureau's constitutionally-required activities
11 relating to the Decennial census.

12 8. The contents of the withheld information are also deliberative because they
13 represent the fruits of the agency's investigation into, and expert evaluation of, policy and
14 operational options provided to the senior Census Bureau officials for consideration in reaching a
15 final decision to be approved by the Secretary regarding possible changes to the execution of the
16 Decennial census.

17 9. Release of these documents would harm DOC's and the Census Bureau's
18 decisionmaking process by revealing information pertinent to the internal discussions that were
19 necessary to ultimately decide on the necessity and features of data collection and data processing
20 operations, to create action plans responding to reports of the Office of the Inspector General, and
21 to implement policy objectives. Release of this information could also chill others from engaging
22 in free and fulsome analysis of positions to be taken by DOC and the Census Bureau. Agency
23 personnel may hold back from sharing important observations, analyses and recommendations, or
24 factual information they thought should be considered, if they knew such deliberations would be
25 made public, and this would seriously undermine the development of adequate, thorough,
26 thoughtful, soundly-based analysis, especially where, as here, it is intended for the use of senior
27 DOC and Census Bureau officials. Additionally, release of this information could lead to public
28

1 confusion by making public reasons and rationales that were ultimately not the reasons for DOC
2 and Census making the decisions it did.

3 10. The following Bates ranges are attorney client communications: DOC_0179363,
4 DOC_0183475. These documents reflect government clients seeking or receiving the confidential
5 legal advice from the following attorneys, who are listed on the privilege log: Earl N. "Trey"
6 Mayfield, Counsel to the Director of the United States Census; Patrick Philbin, the Deputy Counsel
7 to the President and Deputy Assistant to the President in the Office of White House Counsel;
8 Michael Walsh, performing the non-exclusive duties of the General Counsel for the U.S.
9 Department of Commerce; Catherine Keller, Deputy General Counsel for the U.S. Department of
10 Commerce; Sean Brebbia, Deputy General Counsel for Special Projects, U.S. Department of
11 Commerce; Ethan Meredith, counsel to the General Counsel for the U.S. Department of
12 Commerce; Aristidis Kourkoumelis, senior counsel, U.S. Department of Counsel; Michael
13 Cannon, Chief Counsel for Economic Affairs; Paul Zimmerman, counsel, Office of Special
14 Projects, U.S. Department of Commerce. Those particular documents, or passages in particular
15 documents, reflect Census Bureau or DOC officials seeking confidential legal advice from U.S.
16 Government attorneys. The information in these documents was appropriately withheld under the
17 attorney-client privilege, as they are confidential communications either seeking legal advice,
18 providing legal advice, or revealing client-supplied information relevant to obtaining legal advice.
19 Disclosure of these confidences will destroy the privilege under which Census Bureau or DOC
20 officials sought legal advice.

21 11. The following Bates ranges are attorney work product: DOC_0167374,
22 DOC_0170350, DOC_0170369. These documents are authored or prepared under the direct
23 supervision of Earl N. "Trey" Mayfield, Counsel to the Director of the United States Census.
24 These documents reflect the legal judgment necessary for this attorney to prepare legal positions
25 and defenses to litigation regarding the 2020 decennial census. The work product of this attorney
26 includes confidential views and internal preparation of legal strategies and draft statements.

27 12. The Department is asserting both deliberative process and attorney-client privileges
28 over two documents reflecting communications between the Census Bureau and the White House.

1 a. DOC_0179363 – This is an email from Trey Mayfield, a Counsel to the
2 Director of the Census Bureau providing information to Patrick Philbin, the Deputy
3 Counsel to the President and Deputy Assistant to the President in the Office of
4 White House Counsel, regarding unlawful status data rules. This communication
5 is protected by the attorney-client privilege in that it is a confidential
6 communication where Mr. Mayfield is providing information to Mr. Philbin so that
7 Mr. Philbin can provide legal advice to his client, the Census Bureau. This
8 communication is also protected by the deliberative process privilege in that it is an
9 inter-agency communication that is both pre-decisional and deliberative. It is inter-
10 agency in that it is between two Executive branch departments – the White House
11 Counsel’s office and the Department of Commerce/Census Bureau. It is pre-
12 decisional because a decision has not yet been reached regarding aspects of the use
13 of unlawful status data. It is also deliberative because a decision on the use of this
14 information has not been reached and the information conveyed in this email will
15 help inform a final decision.

16 b. DOC_0183475 – This memo is from the Deputy Director for Policy at the
17 Census Bureau and a Counsel to the Director, Census Bureau providing information
18 to Patrick Philbin, the Deputy Counsel to the President and Deputy Assistant to the
19 President in the Office of White House Counsel, regarding options for the Census
20 Bureau to meet its legal obligations of confidentiality under Title 13. This
21 memorandum is protected by the attorney-client privilege in that it is a confidential
22 communication containing legal advice about the requirements in Title 13. It is
23 also protected by the deliberative process privilege in that it is an inter-agency
24 communication that is both pre-decisional and deliberative. It is inter-agency in
25 that it is between two Executive branch departments – the White House Counsel’s
26 office and the Department of Commerce/Census Bureau. It is pre-decisional
27 because a decision has not yet been reached on how to best protect Title 13 data
28 acquired during the 2020 Decennial Census. It is also deliberative because a final

1 decision has not been made and it contains analysis on the various options available
2 to meet this legal requirement.

3
4 13. In conclusion, the documents listed in the Government's Privilege Log have been
5 appropriately withheld or redacted pursuant to the deliberative process privilege, attorney-client
6 privilege, attorney work product privilege, or because they contain PII.

7
8 I have read the foregoing and it is all true and correct.

9 DATED this 23rd day of December, 2020
10
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12

13 _____
14 MEGAN HELLER
15 Chief, General Litigation Division
16 Office of the General Counsel
17 United States Department of Commerce
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Exhibit 3

From: Anne.Robinson@lw.com
Sent: Tuesday, December 22, 2020 5:56 PM
To: Zee, M. Andrew (CIV); Sverdlov, Alexander V.; Amit.Makker@lw.com; Kelleher, Diane (CIV); Rosenberg, Brad (CIV); Ehrlich, Stephen (CIV); Amit.Makker@lw.com; Sadik.Huseny@lw.com; jgreenbaum@lawyerscommittee.org; Danielle.goldstein@lacity.org; michaelmu@ci.salinas.ca.us; rbalabanian@edelson.com; dpongance@akingump.com; david.holtzman@hklaw.com; NATIONALURBANLEAGUEVROSS.LWTEAM@lw.com
Subject: RE: National Urban League v. Ross, No. 5:20-cv-5799-LHK (N.D. Cal) – Defendants' Objections and Responses to Plaintiffs' Requests for Production

Counsel,

Pursuant to the Court's Order On Further Procedures For In Camera Review of Documents On Privilege Logs (Dkt. 383), Plaintiffs' list of challenged privilege log entries is as follows:

- Plaintiffs challenge the privilege log entries on the basis of deliberative process privilege in rows 2-49, 52-71, 73-99, and 103-110, 114, 116-136 of the privilege log provided by Defendants. Plaintiffs do not challenge the privilege log entries on the basis of deliberative process privilege in rows 50, 51, 100-102, and 111-113. These challenges are based in part on Defendants' failure to identify a significant policy decision for these entries, or to provide a declaration providing the additional information required to properly assert this privilege.
- Plaintiffs challenge the privilege log entries on the basis of attorney client privilege and/or attorney work product in rows 15, 16, 37, 38, 68, 74, 85, 86, 89-99, 103-105, 121, 130, and 132-133 of the privilege log provided by Defendants. Plaintiffs do not challenge the privilege log entries on the basis of attorney client privilege and/or attorney work product in rows 50, 51, 72, 100-102, 104, 111-113, and 115. Among other deficiencies, Plaintiffs do not indicate who, if anyone, is an attorney on the emails chains for the documents redacted or withheld under attorney client privilege and/or attorney work product.

Plaintiffs are available to meet and confer at 4:30 p.m. Pacific Time/7:30 p.m. Eastern Time. Please let us know if you are available at that time and who will be attending, and we will circulate dial-in information.

Thank you,
Anne

Anne W. Robinson

LATHAM & WATKINS LLP

555 Eleventh Street, NW | Suite 1000 | Washington, D.C. 20004-1304
D: +1.202.637.2161

From: Zee, M. Andrew (CIV) <M.Andrew.Zee@usdoj.gov>
Sent: Monday, December 21, 2020 9:49 PM
To: Sverdlov, Alexander V. <Alexander.V.Sverdlov@usdoj.gov>; Makker, Amit (Bay Area) <Amit.Makker@lw.com>; Kelleher, Diane (CIV) <Diane.Kelleher@usdoj.gov>; Rosenberg, Brad (CIV) <Brad.Rosenberg@usdoj.gov>; Ehrlich,

Exhibit 4

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*Additional counsel and representation
 information listed in signature block*

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

NATIONAL URBAN LEAGUE, et al.,

Plaintiffs,

v.

WILBUR L. ROSS, JR., et al.,

Defendants.

CASE NO. 5:20-cv-05799-LHK

**PLAINTIFFS' FIRST SET OF
 REQUESTS FOR PRODUCTION (NO. 1-
 22)**

Assigned to Judge Lucy H. Koh
 (Courtroom 8)

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Plaintiffs National Urban League; League of Women Voters; Black Alliance for Just Immigration; Harris County, Texas; King County, Washington; City of Los Angeles, California; City of Salinas, California; City of San Jose, California; Rodney Ellis; Adrian Garcia; The National Association for the Advancement of Colored People; City of Chicago, Illinois; County of Los Angeles, California; Navajo Nation; and Gila River Indian Community (collectively, “Plaintiffs”) request that Defendants Wilbur L. Ross, Jr., in his official capacity as Secretary of Commerce; U.S. Department of Commerce; Steven Dillingham, in his official capacity as Director of the U.S. Census Bureau; and U.S. Census Bureau (collectively, “Defendants”) respond separately and in writing to each of the following requests, and produce and permit the inspection and copying of each of the documents and things described below that is within their possession, custody, or control. Any objections to the requests shall be served within ten (10) days of service of these requests, and the production of documents and things shall begin within fourteen (14) days after service of these requests, pursuant to Court order (Dkt. 357) and the parties’ agreement, via electronic mail and in hard copy at the offices of Latham & Watkins, LLP, 555 Eleventh Street NW, Suite 1000, Washington, D.C. 20004.

DEFINITIONS

The following definitions (applicable whether the terms in question are capitalized or not) apply to this document as a whole and as to each of the following requests for production and shall be deemed incorporated therein:

1. “Bureau” refers to Defendant United States Census Bureau.
2. “Communication” means any instance in which any Person has had contact with any other Person including by any oral or written utterance, question, comment, inquiry, notation, or statement of any nature whatsoever, by and to whomever made, including, but not limited to, any conversation, correspondence, agreement, note, e-mail, voicemail, or other transfer of information, whether written, oral, electronic, or by any other means, and including any Document or other medium which abstracts, digests, records, incorporates, summarizes, describes, or transcribes any such Communication, or any subsequent review or discussion of such Communication, whether occurring at meetings or otherwise.

1 3. “Dates” as used in these requests means September 22, 2020; September 30,
2 2020; October 5, 2020; and October 15, 2020.

3 4. “Document” has the meaning prescribed in the Federal Rules of Civil Procedure,
4 including Rules 26 and 34. The term “Document” shall be interpreted in the broadest sense
5 possible and includes Documents in any form, including by way of example and without
6 limitation, originals and copies of letters, memoranda, notes, records, minutes, reports,
7 notebooks, messages, emails, telegrams, ledgers, legal instruments, legal opinions to the extent
8 that they are not protected by the attorney client privilege or attorney work product doctrines,
9 agreements, manuals, procedures, graphs, rough drafts, secretarial notes, work pads, films or
10 videos, photographs, computer disks and other electronic media, books, publications,
11 advertisements, literature, brochures, announcements, press releases, and includes without
12 limitation all tangible things which come within the meaning of the terms “writings and
13 recordings” used in Federal Rule of Evidence 1001 and all electronically stored information, and
14 includes data and data files, and underlying data or data files, whether in raw or processed form.
15 A draft or non-identical copy is a separate document within the meaning of this term. The term
16 “Document” also includes the term “Thing” construed under the broadest possible construction
17 under the Federal Rules of Civil Procedure.

18 5. “OIG” refers to the Office of Inspector General of the Department of Commerce.

19 6. “Person” includes both natural persons and entities, without limitation, including
20 all predecessors in interest, groups, associations, partnerships, corporations, agencies, or any
21 other legal, business, or governmental entity. The acts “of” a Person are defined to include the
22 acts of directors, officers, members, employees, agents, or attorneys acting on the Person’s
23 behalf.

24 7. “Sufficient to Show” refers to that set of materials which Bureau officials and
25 Bureau subject matter experts would require to see and use, by way of best practices, to reach
26 conclusions or perform or calculate the relevant assessments and review of the topic(s) at issue in
27 the request.

28

1 8. “Thing” has the meaning prescribed in the Federal Rules of Civil Procedure,
2 including Rules 26 and 34. The term “Thing” specifically includes, by way of example but not
3 limitation, any disc, tape, or other electronic media storage device.

4 9. To “Identify” or provide the “Identity” or “Identification” of a Person who is a
5 natural Person means to state for that Person: the Person’s full name, present or last known
6 address(es), present or last known telephone number(s), present or last known employer and that
7 employer’s address, present or last known job title, and whether the Person is represented by
8 counsel in connection with this litigation. To “Identify” or provide the “Identify” or
9 “Identification” of a Person that is an entity means to state for that entity: the entity’s full name,
10 present or last known address for its principal place of business, present or last known telephone
11 number, type (e.g., corporation, partnership, trust), date and place of formation, registered agent,
12 all known names under which the entity has operated in the past, and all known addresses at
13 which the entity has conducted business in the past.

14 10. To “Identify” any Document or Thing or to provide the “Identity” or
15 “Identification” of any Document or Thing means:

- 16 a. To provide a brief description of such Document or Thing sufficient to
- 17 support a request for production;
- 18 b. To state its type (e.g., e-mail, letter, memorandum, computer system,
- 19 software);
- 20 c. To state its date;
- 21 d. To state the purchase date of the Thing;
- 22 e. To identify each author and recipient (including actual and designated
- 23 recipients of copies);
- 24 f. To identify who made the Thing, if applicable;
- 25 g. To specify the place where the Document or Thing may be inspected and its
- 26 custodian; and
- 27
- 28

h. If a copy of the Document or Thing has been previously supplied, to so state and specifically identify the previously supplied copy by reference to Bates number(s) or other identifying information such as litigation control number.

11. To “Identify” an event or Communication means to state:

- a. Its type (e.g., oral communication, telephone call, meeting or conference, teletype communication, purchase, sale);
- b. Its date, time and place;
- c. The identity of all Persons participating, attending and observing, as well as Persons most knowledgeable about the event or Communication;
- d. A detailed description of the event or Communication and what transpired; and
- e. The identify of any Documents referenced, referred to, relied upon, or created in connection with the event, including any record made of the event.

12. The plural of any word used herein includes the singular and the singular includes the plural. The masculine gender of any word used herein includes the feminine and the neuter.

13. The past tense of a verb used herein includes the present tense and the present tense includes the past tense.

14. “And/or,” “and,” and “or” shall be construed in the conjunctive and disjunctive, whichever makes the request more inclusive.

INSTRUCTIONS

1. Each request shall be answered pursuant to Federal Rules of Civil Procedure 26 and 32, and supplemented as required by Federal Rule of Civil Procedure 26(e). Rule 26(e) requires Defendants to correct or supplement Defendants’ response if Defendants learn that it was incomplete or incorrect when made or, although complete and correct when made, is no longer complete and correct.

2. These requests shall apply to all Documents in Defendants’ possession, custody, or control at the present time, or coming into Defendants’ possession, custody, or control prior to the date of the production. If Defendants know of the existence, past or present, of any

1 Documents or Things requested below, but are unable to produce such Documents or Things
2 because they are not presently in Defendants' possession, custody, or control, Defendants shall
3 so state and shall Identify such Documents or Things, and the Person who has possession,
4 custody, or control of the Documents or Things.

5 3. If no Documents are responsive to a particular request, Defendants are to state in
6 the response that no responsive Documents exist.

7 4. If Defendants withhold any Document or portion thereof in response to any of the
8 requests set forth below on grounds of privilege or any other claim of immunity from discovery,
9 then for each Document, Communication, or portion thereof so withheld, state the following: (a)
10 the type of Document (e.g., letter, memorandum, contact, etc.); (b) its title; (c) its date; (d) its
11 subject matter; (e) the name, address, and employer at the time of preparation of the individual(s)
12 who authored, drafted, or prepared it; (f) the name, address, and employer at the time of
13 dissemination of the individual(s) to whom it was directed, circulated, or copied, or who had
14 access thereto; and (g) the grounds on which the Document is being withheld (e.g., "attorney-
15 client privilege," "attorney work product," etc.).

16 5. If Defendants contend that a portion of a Document contains information that is
17 immune from discovery, then produce the Document with the allegedly immune portion redacted
18 therefrom and describe the redacted portion in a privilege log pursuant to the instruction in
19 paragraph 4 above.

20 6. If any Document responsive to any request was, but is no longer, in Defendants
21 possession, custody, or control, state what disposition was made of it and when. If any
22 Document responsive to any request has been lost or destroyed, describe in detail the
23 circumstances of such loss or destruction and Identify each lost or destroyed Document and all
24 files that contained such Document.

25 7. Each Document is to be produced along with all drafts, without abbreviation or
26 redaction.

1 8. Any keys, codes, explanations, manuals, or other Documents necessary for the
2 interpretation or understanding of the Documents produced in response to these requests shall be
3 produced.

4 9. In the event that Defendants object to any request on the ground that it is
5 overbroad and/or unduly burdensome for any reason, respond to that request as narrowed to the
6 least extent necessary, in Defendants judgment, to render it not overbroad/unduly burdensome
7 and state specifically the extent to which Defendants have narrowed that request for purposes of
8 Defendants' response and the factual basis for Defendants' conclusion.

9 10. In the event that Defendants object to any request on the ground that it is vague
10 and/or ambiguous, identify the particular words, terms, or phrases that are asserted to make such
11 request vague or ambiguous and specify the meaning actually attributed by Defendants to such
12 words for purposes of Defendants' response thereto.

13 **REQUESTS FOR PRODUCTION**

14 **REQUEST FOR PRODUCTION NO. 1:**

15 All Documents used by Defendants to calculate the census completion rates, at each level
16 tracked by the Bureau, for the 2020 Census as of each Date.

17 **REQUEST FOR PRODUCTION NO. 2:**

18 Documents Sufficient to Show the accuracy of Defendants' assertions of a 99.98%
19 census completion rate as of October 15, 2020 for the 2020 Census and differences in the
20 meaning, methodologies, or processes regarding the calculation of completion rates as between
21 the 2000, 2010, and 2020 censuses.

22 **REQUEST FOR PRODUCTION NO. 3:**

23 Documents Sufficient to Show any other metrics (other than completion rates) that
24 Defendants have used internally at any point to measure the progress, performance, or quality of
25 the 2020 Census, and how Defendants understand those metrics to differ from any like or similar
26 metrics the Bureau previously used to describe or measure the progress, performance, or quality
27 of the 2000 and 2010 censuses.
28

REQUEST FOR PRODUCTION NO. 4:

Documents Sufficient to Show the percentage and number of housing units/addresses, at the national, state, county, and census tract level, resolved through particular methods for the 2020 Census, including but not limited to the following: (a) enumerations by administrative records (for occupied, vacant, and delete/nonexistent); (b) enumerations by proxies (for occupied, vacant, and delete/nonexistent); (c) “pop count only” enumerations; (d) enumerations as vacant (and how so determined); (e) enumerations as delete/nonexistent (and how so determined); (f) enumerations that do not contain name and/or date of birth; (g) enumerations using fictitious names (e.g., ADULT ONE); (h) enumerations with a popcount of 1 and information entered as “refused” or “don’t know”; (i) enumerations of closed cases that were reopened in the close-out phase of NRFU; (j) enumerations where the geo-location data does not match the housing unit/address; and (k) all actual and potential housing units/addresses unresolved.

REQUEST FOR PRODUCTION NO. 5:

All Documents comparing, contrasting, or assessing the 2020 Census data collection results with the 2000 and 2010 census data collection results, including Documents Sufficient to Show how the 2020 percentages and numbers described in Request For Production No. 4 relate or compare to the like percentages and numbers for the 2000 and 2010 censuses.

REQUEST FOR PRODUCTION NO. 6:

As to housing units/addresses resolved by administrative records, Documents Sufficient to Show in summary detail all actual and potential housing units/addresses resolved by administrative records for each of the 2000, 2010 and 2020 censuses, including but not limited to documents regarding what types of administrative records were used for each such closeout; when and how the use of various administrative records was triggered; where various administrative records were used to close housing units after zero visits or one visit; the housing units that were eligible to be closed using various administrative records after zero visits or one visit; how many housing units/addresses were enumerated with administrative records not validated by another source; how close in time to April 1, 2020 the administrative records were;

any quality assessment of the administrative records; and the changing rules and parameters regarding the use of administrative records.

REQUEST FOR PRODUCTION NO. 7:

As to housing units/addresses resolved by proxy, Documents Sufficient to Show in summary detail all actual and potential housing units/addresses resolved by proxy for each of the 2000, 2010 and 2020 censuses, including but not limited to Documents regarding what types of proxies were used for each such closeout; when and how the use of proxies was triggered; where proxies were used to close housing units after zero visits or one visit; the housing units that were eligible to be closed using proxy after zero visits or one visit; the geo-location/proximity of the device making the enumeration to the housing unit/address being enumerated; and the changing rules and parameters regarding the use of proxies.

REQUEST FOR PRODUCTION NO. 8:

As to housing units/addresses resolved as vacant or nonexistent/delete, Documents Sufficient to Show in summary detail all actual and potential housing units/addresses resolved as vacant or nonexistent/delete for each of the 2000, 2010 and 2020 censuses, including but not limited to Documents regarding when and how vacancy or nonexistent/delete was determined; how many visits were made prior to the resolution of vacancy or nonexistent/delete; where, when, and in what fashion the vacancy or nonexistent/delete enumeration was made, including by whom (field enumerator or any supervisors or management); the geo-location/proximity of the device making the enumeration to the housing unit/address being enumerated; and the changing rules and parameters regarding the use of any methods allowing for a vacant or nonexistent/delete enumeration.

REQUEST FOR PRODUCTION NO. 9:

As to housing units/addresses resolved through “pop count only,” Documents Sufficient to Show in summary detail all actual and potential housing units/addresses resolved as “pop count only” for each of the 2000, 2010 and 2020 censuses, including but not limited to documents regarding when and how the determination of making a “pop count only” count was triggered; where “pop count only” enumerations were used to close housing units after zero visits

or one visit; the housing units that were eligible to be closed using “pop count only” enumerations after zero visits or one visit; the geo-location/proximity of the device making the enumeration to the housing unit/address being enumerated; and the changing rules and parameters regarding the use of “pop count only” enumerations.

REQUEST FOR PRODUCTION NO. 10:

Documents Sufficient to Show the total number and relevant percentages of housing units/addresses in the entire NRFU universe as of each Date, including but not limited to all housing units/addresses obtained during the NRFU process and closeout phases, all vacant and nonexistent/delete housing units/addresses identified in the NRFU process, when and whether any additional housing units/addresses obtained during the NRFU process were enumerated and were to be accounted for, and whether and how any completion rates as of the Dates included or failed to include any additional housing units/addresses in the calculations.

REQUEST FOR PRODUCTION NO. 11:

All Documents providing summary details or assessments regarding NRFU process indicators or “paradata” regarding how the NRFU operation was conducted, at the national, state, county, and census tract levels.

REQUEST FOR PRODUCTION NO. 12:

All Communications sent or forwarded to enumerators’ NRFU iPhones from senior Bureau management (regional directors or higher level managers), including but not limited to text messages, regarding enumeration policies, procedures, and scheduling.

REQUEST FOR PRODUCTION NO. 13:

All Documents regarding enumerator productivity rates and enumerator quality control checks, including but not limited to measurements of productivity rates and trend data over time, concerns over productivity rates, efforts to alter productivity rates, changing any enumerator standards, processes, or quality control checks in order to increase productivity rates (including but not limited to the decision to eliminate random re-interview enumerator quality control checks in favor of automatic control checks), comparisons with expected or required/necessary productivity rates, and the overall performance and utilization of the Optimizer software.

REQUEST FOR PRODUCTION NO. 14:

All Documents regarding complaints, grievances, requests for change, or like reports from enumerators or Bureau employees regarding the NRFU process, including but not limited to improper enumeration processes; inaccuracies in enumeration; workflow or assignments; instruction or pressure to alter any enumerations or enumeration processes; submission or false or potentially false/knowingly inaccurate enumerations; and the NRFU software and any limitations in its ability to allow for accurate enumeration, particularly once a housing unit/address has been marked as complete via methods other than live enumeration.

REQUEST FOR PRODUCTION NO. 15:

Documents Sufficient to Show the details of the Bureau's current data-processing plans, procedures, and schedule, including how the current plans, procedures, and schedule differ, have been altered, or steps have been eliminated, from the data-processing operations contemplated in the Final Operational Plan, and Defendants' understanding of the quality impacts that will result as a consequence of those eliminations or alterations.

REQUEST FOR PRODUCTION NO. 16:

Documents Sufficient to Show the role that the data-processing operations contemplated in the Final Operational Plan play in reducing or eliminating undercounts, and/or differential undercounts, of hard to count groups, including racial or ethnic minority groups, and Defendants' understanding of the consequences of eliminating or altering those operations for reducing or eliminating undercounts.

REQUEST FOR PRODUCTION NO. 17:

All Documents regarding how and to what extent data processing will correct, fix, supplement, or alter the 2020 Census population counts as a result of any changes to data collections made and implemented by Defendants from August 3, 2020 to the end of the data collection period.

REQUEST FOR PRODUCTION NO. 18:

Documents Sufficient to Show the Census Unedited File (CUF) quality indicators, including but not limited to the numbers and percent of records (a) identified as duplicate

1 enumerations across different addresses, (b) that do not contain information sufficient for
 2 deduplication, (c) that required status or count imputation, (d) created by count imputation, (e)
 3 that will require whole person imputation, (f) missing a complete name, (g) missing a date of
 4 birth, (h) from administrative records, (i) from administrative records lacking complete names or
 5 date of birth, and (j) that required item imputation for race, Hispanic origin, sex, and age.

6 **REQUEST FOR PRODUCTION NO. 19:**

7 All Documents regarding the Replan's effects or potential effects on differential
 8 undercounts or potential differential undercounts of hard-to-count populations, including tribal
 9 populations, communities of color, legal and illegal immigrants.

10 **REQUEST FOR PRODUCTION NO. 20:**

11 All Documents provided or to be provided by Defendants to the OIG with respect to the
 12 2020 Census, or provided to Defendants from OIG.

13 **REQUEST FOR PRODUCTION NO. 21:**

14 All Documents and Communications to or from Secretary Ross regarding the 2020
 15 Census, including but not limited to all Communications, Documents, data, and reports Secretary
 16 Ross has submitted or will submit directly or indirectly to the President or President's liaisons or
 17 staff.

18 **REQUEST FOR PRODUCTION NO. 22:**

19 All Documents regarding the July 21, 2020 Presidential Memorandum, including but not
 20 limited to the processes, plans and schedules to effectuate and implement the Presidential
 21 Memorandum, the effects of such effectuation and implementation on the 2020 Census and
 22 Bureau personnel, resources, and funds, and the potential or actual effects on differential
 23 undercounts as a result of the Presidential Memorandum or its effectuation and implementation.

Dated: November 17, 2020

LATHAM & WATKINS LLP

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Sadik Huseny

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the NAACP*

Dated: November 17, 2020

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Dated: November 17, 2020

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Dated: November 17, 2020

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CERTIFICATE OF SERVICE

I am employed in the County of San Francisco, State of California. I am over the age of 18 years and not a party to this action. My business address is Latham & Watkins LLP, 505 Montgomery Street, Suite 2000, San Francisco, CA 94111.

On November 17, 2020, I caused the following document(s) to be served:

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I declare that I am employed in the office of a member of the Bar of, or permitted to practice before, this Court at whose direction the service was made and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on November 17, 2020, at San Francisco, California.

Dated: November 17, 2020

LATHAM & WATKINS LLP

By: /s/ Sadik Huseny
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